January 2, 2019

The Honorable Jesse M. Furman United States District Court for the Southern District of New York 40 Centre Street, Room 2202 New York, NY 10007

RE: Notice of Supplemental Authority in *State of New York, et al. v. U.S. Dep't of Commerce, et al.*, 18-CV-2921 (JMF)

Dear Judge Furman,

Plaintiffs respectfully submit this notice of supplemental authority to advise the Court of a recent decision in *Kravitz v. Dep't of Commerce*, No. 8:18-cv-01041-GJH (D. Md.), and *La Union del Pueblo Entero v. Ross*, No. 8:18-cv-01570-GJH (D. Md.), denying defendants' motions for summary judgment.

A copy of the decision is attached as Appendix A.

Respectfully submitted,

## AMERICAN CIVIL LIBERTIES UNION ARNOLD & PORTER KAYE SCHOLER LLP

By: /s/ Sarah Brannon

Dale Ho American Civil Liberties Union Foundation 125 Broad St. New York, NY 10004 (212) 549-2693 dho@aclu.org

Sarah Brannon\*
American Civil Liberties Union Foundation
915 15th Street, NW
Washington, DC 20005-2313
202-675-2337
sbrannon@aclu.org
\* Not admitted in the District of Columbia;
practice limited pursuant to D.C. App. R.
49(c)(3).

Perry M. Grossman New York Civil Liberties Union Foundation Andrew Bauer Arnold & Porter Kaye Scholer LLP 250 West 55th Street New York, NY 10019-9710 (212) 836-7669 Andrew.Bauer@arnoldporter.com

John A. Freedman Arnold & Porter Kaye Scholer LLP 601 Massachusetts Avenue, N.W. Washington, DC 20001-3743 (202) 942-5000 John.Freedman@arnoldporter.com 125 Broad St. New York, NY 10004 (212) 607-3300 601 pgrossman@nyclu.org

Attorneys for the NYIC Plaintiffs

## **LETITIA JAMES**

Attorney General of the State of New York

By: /s/ Matthew Colangelo
Matthew Colangelo, Executive Deputy Attorney General
Elena Goldstein, Senior Trial Counsel
Office of the New York State Attorney General
28 Liberty Street
New York, NY 10005
Phone: (212) 416-6057
matthew.colangelo@ag.ny.gov

Attorneys for the State of New York Plaintiffs